

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

TARVIE GILBERT, JR.,)
)
)
Plaintiff,)
v.) No. 1:05-cv-99
)
)
CHOO-CHOO PARTNERS II, LLC,)
CHOO-CHOO PARTNERS, L.P., and,)
HOLIDAY HOSPITALITY CORPORATION,)
)
Defendants.)

O R D E R

In accordance with the accompanying memorandum, Gilbert's motion to amend his complaint and remand this action to Tennessee state court is **GRANTED IN PART** and **DENIED IN PART**. [Doc. No. 6]. Specifically, Gilbert's motion to amend his complaint to properly identify Holiday Hospitality Corporation as a citizen of Georgia is **GRANTED**. However, Gilbert's motion to remand this action to Tennessee state court is **DENIED**. This Court retains jurisdiction of Gilbert's action.

SO ORDERED.

ENTER this *26th day of May, 2005*.

/s/ R. Allan Edgar
R. ALLAN EDGAR
CHIEF UNITED STATES DISTRICT JUDGE